

The Pensacola Journal

BY
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PENSACOLA, FLORIDA, JANUARY 3, 1905.

The Inauguration of Governor Napoleon B. Broward.

Today at high noon, the state and county officers, elected November 8 will be sworn into office, the inauguration of the state officers occurring at Tallahassee and that of the county officers in their respective counties throughout the state.

The chief interest of the occasion centers, of course, in the inauguration of Governor Broward and the retirement of Governor Jennings, and as the former enters upon his important four years' service and the latter steps down from the office which he has so ably filled during the past four years, it is not too much to say that the good will and the best wishes of every citizen of the commonwealth goes with them both.

Governor Jennings has made a record as governor which will compare favorably with that of any of his predecessors and which in some respects is far superior to the administrations of the majority of them. He has made mistakes, it is true, and none has been quicker to point out and condemn them than has this paper, but it is also true that probably no one realizes those mistakes better now than does the governor himself, and therein he proves his greatness as a man without detracting in the least from the general excellence of his record as governor of the state.

Governor Broward will go into office unhampered by political entanglements and untarnished by political compromise of any kind. He will go in prepared to be governor of the whole people, as perhaps no other governor in the history of the state has been prepared. His election was essentially a triumph of popular will and his victory was won, single-handed and alone, in the mildest circumstances under which a less stalwart figure or a less determined character would have gone down in defeat. He owes no man, no ring, no faction, anything of either obligation or favor. He is free—absolutely free—to do his duty and serve his people as his conscience dictates, and friend and foe alike will, we doubt not, readily accord him credit for an honest intention to give the state of Florida the best administration within his power.

The Journal believes that Governor Broward is going to justify the confidence which the people as a whole now repose in him, and it assures him that its own best efforts will always be at his command where the interests of the state can be either protected or advanced.

Leading literary men are advocating the adoption of a universal alphabet which will make spelling and pronunciation easier. Why didn't someone think of this previous to the declaration of war between Japan and Russia?

NEW YEAR RESOLUTIONS OF BOB BURDETT.

Beginning with the New Year Bob Burdett turned over several new leaves, some of which are enumerated in the Brooklyn Eagle, as follows:

I will wear easier shoes than I did last year.

If I find that I have to wear spectacles, I will.

I will think less about money, and reach out after more of it.

I will not envy the poor their possessions.

If I have time, I will get up at the ringing of the rising bell.

Under any circumstances, I will always rise before breakfast.

I will not believe anything I read in the newspapers until I see it contradicted the following day.

When I find I cannot do as I please I will do as I have to.

I will (try to) answer all my letters.

I will give up lying even though I have to sell my trout rod and dog.

I will endeavor to take more interest in base ball.

I will follow the advice of some eminent clergyman and go to the theatre often, in order to counteract the evil influences of the prayer meeting.

I will not endorse for anyone except members in good standing of the Astor and Vanderbilt families, and I'll even then be a little particular as to which member, and for how much.

I will not be foolishly timid or reticent about asking other people to in-dorse for me; that's altogether a different thing entirely.

If any man offers to discuss civil service reform, and nobody is around, and the place is lonely, and the hour late, and I think I can do it, I will naut him so he can't think of anything but court plaster and amica for three weeks.

As much as lieth into me, I will live peaceably with the choir, the finance committee, the pew committee, and the trustees.

IMPORTANT DECISION OF ALABAMA SUPREME COURT.

An important decision of the Alabama supreme court in the case of the Louisville and Nashville Railroad Company vs. Lewis, appealed from the circuit court of Mobile, where damages were awarded to Lewis for personal injuries sustained, has just been handed down, the original decision being reversed and the case remanded. The substance of the decision in question is as follows:

Action against railroad company, driving along railroad track a trespass; duty of railroad company.—A person driving along a railroad track imbedded in the street of a city, is a trespasser upon said track, and the trainmen in charge of a train operated by the railroad company upon said track, are not required to keep a lookout for such person, and they owe him only the duty of exercising reasonable care to avoid injury after his danger, occasioned by his being on

THE COLLECTION OF RECONSTRUCTION DEBTS.

(Jacksonville Times-Union.)

The role assumed by South Dakota of collecting so-called debts against her sister states for a consideration, is not one to be admired, but the grouping of Florida in the list of states that can be affected by such a course is a mistake.

An examination of the decision of the United States supreme court rendered last February, in the case of South Dakota vs. the state of North Carolina, and contrasting it with the decision of our supreme court in the Holland case reported in 15 Florida, will convince all that the decision of the United States supreme court cannot be construed as affecting the Florida case.

South Dakota held certain bonds issued by North Carolina, and secured by a mortgage on 100 shares of stock of the North Carolina Railway Company. It was this stock, so mortgaged, that the United States supreme court subjected to the satisfaction of the debt.

It was held that where a state holds bonds of another state, which are specifically secured by shares of stock belonging to the debtor state, the court would enter a decree adjudging the amount due, and for a foreclosure and sale of the security in case of non-payment.

Justice Brewer, in giving the decision of the court, expressly alluded to the absolute inability of a court to compel a levy of taxes by the legislature.

Now, the so-called reconstruction bonds of Florida, issued under the act of 1869, as amended in 1870, during the carpetbag rule, could never come under this decision.

Our so-called bonds were issued in exchange for railroad bonds, and the state was a trustee, holding a statutory lien of the same validity of a first mortgage.

When the issue was brought before our supreme court, as will be seen by reference to the Holland case in 15th Florida, the court, by a unanimous decision, held the bonds unconstitutional.

An examination of that decision will show the strong grounds upon which the decision was based. It cannot be said that the court was a partisan court, hostile to all reconstruction acts. Of the three members constituting the court, two of them were well-known republicans, and the third received his appointment from a republican governor.

The court held that while the decision "relieved the state from an obligation as a debtor, it does not relieve the company or the property of the company where it is affected by all the equities affecting it when in the control of the company."

In the decision of our supreme court, which declared the so-called bonds unconstitutional, the court said, "as the company received the money, and the state received nothing, the company was to be held to the obligation of common honesty in the matter of payment and satisfaction."

The creditors did seize and sell the road, and the net amount went on their debt. In a word, the creditors accomplished under the decision of our supreme court just what the United States supreme court has decided the creditors have the right to in the case of Dakota vs. North Carolina.

There having been "a foreclosure and sale of the security" in the Florida case, and the United States supreme court holding to the doctrine of the "absolute inability of a court to compel a levy of taxes by the legislature," there seems no reason why such a Florida in the list of debtor states, when her supreme court pronounces the so-called bonds unconstitutional.

Florida has "never hoisted the flag of repudiation behind the shield of sovereignty," says our highest judicial tribunal, and all Floridians bow to the decision of that court.

Readers of The Journal to-day will take note that its report of the capitulation of Port Arthur is the equal of that contained in any of the metropolitan papers. It is as complete as any reader could desire.

THE COMMONER CLUBBING RATE

THE JOURNAL AND MR. BRYAN'S PAPER ONE YEAR FOR \$5.00.

Mr. Bryan has announced through the columns of his paper, The Commoner, that the principal cause of democratic defeat this year was that the men who secured control of the party organization at St. Louis sounded a retreat when a charge should have been ordered all along the line. He insists that conditions demand radical action, and that the people want something definite upon which they can rely. The Commoner, he announces, will carry on a campaign of education, advocating tariff reform, the overthrow of private monopolies, labor legislation, municipal ownership of public utilities, public ownership of railroads and telegraph systems, an income tax, the election of federal judges by the people, the election of United States senators by popular vote, direct legislation, and the selection of postmasters by the people whom they are to serve.

It will be necessary to regain control of the party organization. To do this the friends of reform throughout the entire country must work together.

A democratic paper of national scope offers the best means for carrying on this work, and The Commoner occupies this field. The campaign of education and organization which Mr. Bryan announces will be carried on through The Commoner will not only be interesting and instructive, but every democrat and independent thinker should receive The Commoner regularly so as to keep in touch with the progress of reform forces and making and to fortify himself with facts and arguments to convince his republican neighbor that the democratic party offers the surest relief from class legislation and trust domination.

The low rate which Mr. Bryan has quoted us on his paper enables us to send you The Commoner and The Journal both one year for \$5.00. Get your neighbors to join you in circulating democratic literature, and the election returns in 1908 will not call for apologies or explanations.

NEWS AND VIEWS FROM STATE PAPERS.

Lake City's Opportunity.

The Florida Press association will meet in Lake City some time during the month of March. This will bring together about 100 editors of the state and their families. The advertisement this city will get from such a gathering will be worth a great deal to us, and give those pencil-pushers a glimpse also of our University of Florida. They will observe for themselves what is being done in an educational way.

In connection with this, it has been suggested by some of the leading citizens of the state that it would be a good time and a proper occasion for the organization of a "Greater Florida Association." The editors will be requested to appoint delegates to this convention, and a joint committee of the Florida Press Association and such a convention could formulate a plan of action, in the shape of an immigration movement, that would be of great benefit to Florida.

We have no doubt but that Governor Broward, Commissioner McLin, and others of our state officers would lend their assistance to a proper plan.

There is every reason why such a movement should be begun, and no reason for a failure. Will our people take hold of it?—Lake City Index.

Not Yet Convicted.

The fact that Judge Swayne has been impeached does not mean that he has been convicted. His trial is yet to take place in the United States senate and it requires a two-thirds vote of the senate to convict. The guilty may yet go unpunished.—West Palm Beach Sun.

The Journal Printed During 1904 a

Total of

1,111,491

Copies

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3,540

Daily.

The following figures show The Journal's circulation by months for the past four years:

Years.	1901	1902	1903	1904
January	1,324	2,255	2,612	3,298
February	1,446	2,352	2,681	3,296
March	1,656	2,423	2,992	3,517
April	1,733	2,372	2,892	3,771
May	1,854	2,375	2,930	3,775
June	1,931	2,399	3,024	3,640
July	1,926	2,458	2,970	3,537
August	2,007	2,451	2,978	3,492
September	2,204	2,516	2,915	3,456
October	2,192	2,527	2,914	3,526
November	2,183	2,586	3,000	3,558
December	2,187	2,568	3,190	3,600
Averages	1,887	2,441	2,929	3,540

I hereby certify that the above statement is correct according to the records on file in this office.

FRANK L. MAYES,
Editor and Manager.

Sworn to and subscribed before me this 31st day of December, A. D. 1904.

J. P. STOKES,
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The Journal's Pensacola and Panama Canal Edition

The ratification of the Panama Canal Treaty and the assured completion of that great international waterway has given Pensacola a prominence in the commercial world which nothing else could have done and has absolutely insured the future of the Deep Water City of the Gulf.

As a means of showing to the world the true relation which Pensacola bears to the Panama Canal and the great gulf trade which the latter's completion will make possible, The Journal will next winter issue a

Pensacola and Panama Canal Edition.

Everyone remembers the great Progress and Prosperity Edition which The Journal issued last winter—a work that advertised Pensacola as nothing else had ever done, and a work also which pressed and public alike praised as the most artistic ever issued in the state. The Journal's Pensacola and Panama Canal Edition will be even more representative than last winter's edition, and like that, will be a work which any Floridian can exhibit with pride in any part of the world. The Journal will impress upon its friends that

as to features for making the Pensacola and Panama Canal Edition attractive, and it hopes that everyone with "an idea" will feel free to give The Journal the benefit of it.

\$10.00 in Prizes

will be given for the three best amateur kodak views, taken in or about the city or bay, the prizes to be divided as follows: First prize, \$5.00; second prize, \$3.00; third prize, \$2.00. All pictures submitted will become the property of the paper, and, whether prize winners or not, may be used in the proposed edition at the option of The Journal. Views of fishing, boating, bathing and camping parties are especially desired. The Journal also wants

Farm and Country Views

from all over West Florida, as it is the intention to make a complete write-up of the whole resourceful section which now recognizes Pensacola as its metropolis and which is destined to become one of the richest sections on the gulf coast.

The Journal is in earnest—enthusiastically in earnest—in its efforts to exploit the advantages of Pensacola and West Florida and it solicits the assistance of every business man and property owner in this section.

Let Us Hear From You.

Try The Journal's Wants.

Professional Directory

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WOODMEN'S CIRCLE.

Oak Grove N. 4. W. C. meets every Thursday at 3 p. m. in Phylax hall. Visiting sovereigns cordially invited.

MISS CARRIE ELDREDGE, FRED WINKLER, Guardian.

Pensacola Lodge No. 3, K. of P. meets every Monday evening at 7:30 o'clock at their Castle Hall, Blount-Watson building, corner Palafox and Garden streets. Visiting brethren cordially welcomed.

H. W. WEEKLY, C. C. Rathbone Lodge No. 30, K. of P. meets every Thursday evening at 8:00 o'clock in their Castle hall, third floor, Blount-Watson building, southwest corner Palafox and Garden streets. Visiting knights are cordially welcomed.

F. WINKLER, C. C. JAS. NEVILLE, K. of R. & S.

P. L. E. F. Rathbone Lodge No. 4, I. O. O. F. meets every Wednesday afternoon at 2:30, in K. of P. Castle hall, Blount-Watson building, corner Palafox and Garden streets. cordial invitation is extended to all visiting brothers and sisters.

MRS. EMMA CLUTTER, MRS. TILLIE DENNARD, M. M. C. M. R. C.

Knights of Columbus. Meetings of the Knights of Columbus are held at their hall, No. 8 West Intendencia street, on every Monday evening in the month, at 7:30 o'clock. An invitation is extended to visiting Knights.

JOHN B. JONES, EDM. FOX, Grand Knight.

Recorder.

Pensacola Lodge No. 4, I. O. O. F. meets every Thursday evening at 7:30 at the new hall on West Garden street. Visiting brethren cordially invited.

JNO. WILCOCK, N. G. O. J. SEMMES, Secretary.

REBEKAH SISTERS. Naomi Lodge No. 10, Rebekah Sisters meets every Monday night at 8 o'clock in I. O. O. F. Hall. Visiting sisters cordially invited to be present.

MRS. M. E. OLSEN, MRS. B. R. WITSKOVSKI, N. G. Recording Secretary.

W.O.W. Live Oak Camp No. 1, W. O. W. meets in Pythian Hall 1st and 3rd Wednesdays in each month. Visiting sovereigns cordially invited.

Excelsior Encampment, I. O. O. F. Excelsior Encampment No. 4 meets on second and fourth Wednesdays at I. O. O. F. Hall, on West Garden street. Visiting patriarch invited.

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